



DEPARTMENT OF THE NAVY
PORTSMOUTH NAVAL SHIPYARD
PORTSMOUTH, N. H. 03804-5000

IN REPLY REFER TO:

5090
Ser 106.3/105

AUG 13 2008

Ms. Anne Fenn
Federal Facilities Program
U. S. Environmental Protection Agency Region I
1 Congress Street, Suite 1100
Boston, Massachusetts 02114-2023

Dear Ms. Fenn:

On May 12 and 13, 2008, a team from the United States Environmental Protection Agency (EPA) Region I conducted a Multi-Media Inspection of Portsmouth Naval Shipyard. The participation of all EPA personnel in the inspection was appreciated. We found them to be an engaging team with many recommendations for program improvements. During the inspection, a number of items were noted.

Following are items specifically noted in the teams' outbrief prior to departure from the Shipyard. The inspection team voiced concern regarding:

- a. Toxic Substances Control Act (TSCA) documentation of lead hazard notification to residents by contracted Naval housing authorities.
- b. Asbestos National Emissions Standards for Hazardous Air Pollutants (Asbestos NESHAP) control of asbestos debris.
- c. Resource Conservation and Recovery Act (RCRA) posting requirements of "No Smoking" signs.
- d. The storage and control of an oxidizer class product.
- e. RCRA operation and controls relevant to a sink for cleaning electroplating equipment.
- f. Control of a scale removing solution.

For item a. the Shipyard acknowledges that our Housing Contractor, Balfour Beatty Construction, has received the June 10, 2008 Notice of Non-Compliance. Balfour Beatty has reported to the Shipyard that they have changed their procedures in order to ensure

compliance with Section 406(b) and the pre-renovation rule for the future renovation/repair work.

For item b. the Shipyard acknowledges recent receipt of the Immediate Compliance Order of June 30, 2008 to comply with federal asbestos regulations. A formal response was issued on July 22, 2008 and is enclosed.

Accompanying this letter please find our responses to the remaining issues (items c. through f.).

We appreciate this opportunity to consider our processes and implement improvements. Since this was a multi-media inspection, I will be the initial Shipyard point of contact for all topics. Should you require further information, please call me at (207) 438-3830.

Sincerely,



KENNETH W. PLAISTED
Head, Environmental Division
By direction of the
Shipyard Commander

- Enclosure: 1. Portsmouth Naval Shipyard ltr Ser 106.3/98 of Jul 22, 2008
2. 2008 Responses to EPA Region 1 Outbrief Items